

ATTACHMENT 2: Eligible Applicant Documentation

Hydrogeologic Characterization of the Eastern Turlock Subbasin

Local Agency and Legal Authorization

The City of Turlock is a local agency as defined by the California Water Code (CWC) Section 10701(a). The City was incorporated in 1908, pursuant to provisions of Section 3 of an act of the Legislature of the State of California. This allowed for the organization, incorporation and government of municipal corporations approved March 13th, 1883 and as amended by an act of the Legislature approved March 19th, 1889; records indicate that it duly appeared that, at the election held within the boundaries, the majority of the votes cast were for incorporation. The Certificate of Incorporation of the City of Turlock was authenticated by Secretary of State C. F. Curry on February 2, 1909.

Legal Authority to Enter into a Grant Agreement with the State of California

The City of Turlock has legal authority to enter into a grant agreement with the State of California. City of Turlock Ordinance 865-CS (Turlock Municipal Code 2-4-207(n)) states:

(n) Authorization to execute contracts. Pursuant to Government Code Section 40602 the City Manager of the City of Turlock is hereby authorized to execute all contracts approved by the Turlock City Council.

As documented in Attachment 1, the Turlock City Council adopted a resolution (No. 2012-059) on April 10, 2012 to authorize the City Manager to execute a grant agreement with the Department of Water Resources and to execute all related documents necessary to obtain and administer the grant (see Attachment 1).

Legal Agreements among Partner Agencies and/or Organizations that Ensure Performance of the Project and Tracking of Funds

The City of Turlock is a member of the Turlock Groundwater Basin Association (TGBA), and will administer the grant on their behalf. As discussed in more detail in the Project Description (Attachment 4), the TGBA consists of 13 local agencies. It was established in 1995 to formalize ongoing collaborative groundwater management efforts in the subbasin. The TGBA was renewed in 2001 through a Memorandum of Understanding (MOU)¹ and has continued to coordinate groundwater management planning activities in support of the GWMP, which was updated in 2008. TGBA members consist of the 13 local agencies listed below:

¹ A copy of the MOU is provided with **excerpts from the GWMP, included as Supporting Documentation in Attachment 3**. The MOU is also listed in Q7 of the Applicant Information and Question's tab of this grant application as a document that demonstrates collaboration of public agencies in groundwater management.

- City of Turlock
- City of Ceres
- City of Hughson
- City of Modesto
- Keyes Community Services District
- Denair Community Services District
- Hilmar County Water District
- County of Merced
- County of Stanislaus
- Turlock Irrigation District
- Merced Irrigation District
- Eastside Water District
- Ballico-Cortez Water District

In addition to the 13 MOU signatories listed above, two additional agencies, Delhi County Water District (CWD) and Ballico Community Services District (CSD), participate in TGBA meetings and activities. In addition, the TGBA meetings provide an opportunity for other agencies and interested parties to participate.

TGBA coordinates groundwater issues on a regular basis, conducts meetings pursuant to the Brown Act, and maintains meeting minutes. It has an established voting procedure for conducting groundwater management activities, including recharge studies and pilot projects to stabilize water levels, and groundwater remediation activities to protect groundwater quality. Members of the TGBA are highly supportive of this Project and voted unanimously to support this grant application.

The TGBA, along with Delhi CWD and Ballico CSD, will serve as the Project Advisory Committee (PAC) for this Project. The PAC will review quarterly progress reports and project deliverables and will track the progress and performance of the Project, including funding. The City of Turlock will provide Project updates to the PAC through regularly scheduled meetings of TGBA and at three Project-designated workshops.